



Paper No. 10

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OFFICE OF PETITIONS

In re Application of
Sebti, et al.
Application No. 09/811,945
Filed: March 21, 2001
Attorney Docket No. 114205.1301

DECISION ON PETITION

This is a decision on the petition under 37 CFR § 1.137(b), filed March 1, 2002, to revive the above-identified application.

The petition is **granted**.

This application became abandoned for failure to respond in an appropriate and timely manner to the "Notice to File Missing Parts of Nonprovisional Application" (the "Notice") mailed May 30, 2001, which set forth an extendable two (2) month period for reply. On October 1, 2001, petitioner obtained an extension of time within the second month and filed a response to the Notice that included a declaration and the payment of \$65.00 surcharge. The Notice also required, however, that substitute drawings be filed, but the record does not reflect that petitioner filed any drawings with the October 1, 2001, filing. A "Notice of Incomplete Reply" was mailed on October 26, 2001, indicating that substitute drawings were still required and informing petitioner that the period for reply remained as set forth in the "Notice to File Missing Parts of Nonprovisional Application." No further communications were mailed or filed until the instant petition filed March 1, 2001.

The petition for extension of time filed March 1, 2002, is noted, however; it cannot be granted because the request was made outside the maximum statutory period set for reply. The fee remitted for the extension of time will be refunded in due course.

The address as cited on the instant petition differs from the address of record. Although a copy of this decision is being mailed to the address as cited on the petition, all future correspondence will be mailed solely to the address of record until appropriate written instructions are received to the contrary:

The application is being forward to the Office of Initial Patent Examination for further processing.

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Telephone inquiries concerning this matter may be directed to the undersigned at (703) 305-0010.



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